

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NOS. 1998-50-C, 2005-123-C and 2008-215-C - ORDER NO. 2008-795

DECEMBER 9, 2008

IN RE: Docket No. 1998-50-C – Application of	)	ORDER GRANTING
Dialtone & More, Inc. for a Certificate of	)	REINSTATEMENT OF
Public Convenience and Necessity to Provide	)	CERTIFICATES
Intrastate Local Resale of	)	
Telecommunications Services;	)	
	)	
Docket No. 2005-123-C – Application	)	
of Dial Tone & More, Inc. for a Certificate of	)	
Public Convenience and Necessity to Provide	)	
Intrastate Resold Telecommunications	)	
Services	)	
	)	
and	)	
	)	
Docket No. 2008-215-C – Petition of the	)	
Office of Regulatory Staff for Commission to	)	
Order a Rule to Show Cause as to Why the	)	
Certificates of Public Convenience and	)	
Necessity for Certain Providers of	)	
Telecommunications Services Should Not Be	)	
Revoked for Failure to File Annual Reports	)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Petition of Dialtone & More, Inc. (Dialtone or the Company) for Reconsideration to Reinstate its Certificates of Public Convenience and Necessity. The record reveals that Dialtone was granted authority in Docket No. 1998-50-C to provide resold local exchange telecommunications services within the State of South Carolina pursuant to Commission Order No. 98-394, dated May 29, 1998, and as modified by Order No. 2005-403, dated July 22, 2005, and Order No. 2007-79, dated February 1,

2007. Additionally, in Docket No. 2005-123-C, Dialtone was granted authority to provide resold interexchange telecommunications services in South Carolina by Commission Order No. 2005-455, dated August 25, 2005.

On May 21, 2008, the Office of Regulatory Staff filed a petition seeking revocation of the Certificates of Public Convenience and Necessity of certain providers of telecommunications services for failure of the certificated providers to file annual reports as required by 26 S.C. Code Ann. Regs. 103-612.1 (Supp. 2007). The record reflects that Dialtone was listed in ORS' petition as a certificated telecommunications services provider in non-compliance with the requirement to file annual reports for Docket Nos. 1998-50-C and 2005-123-C. The Commission held a hearing on October 14, 2008, on the petition of ORS, and Dialtone's Certificates were among those that were found in non-compliance by the Commission and ultimately revoked by Order No. 2008-705 that resulted from this proceeding.

On November 3, 2008, Dialtone, by way of the Company's counsel, petitioned the Commission to reconsider its decision to revoke and cancel Dialtone's Certificates and to grant reinstatement of the Company's authority to provide telecommunications services. According to Dialtone, the Company has now complied with all filing requirements imposed by the Commission, including the Company's Annual Report, which was the cause of the revocations.

The Commission has reviewed the case before it and after due consideration, the Commission concludes that the revocation of Dialtone's Certificates should be lifted and that the Certificates should be reinstated, subject to compliance with all the applicable

statutes and the Commission's Rules and Regulations. As it appears that Dialtone has now made all of the filings to bring the company back into compliance with the governing statutes and regulations, the Commission hereby orders that the Company's Certificates of Public Convenience and Necessity be reinstated as requested.

IT IS THEREFORE ORDERED:

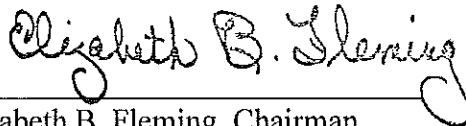
1. That the Certificates of Public Convenience and Necessity granted in Docket No. 1998-50-C and Docket No. 2005-123-C to Dialtone & More, Inc. be, and hereby are, reinstated, subject to compliance with all Commission Rules and Regulations.

2. That all operating rights authorized under the Certificates are hereby reinstated, subject to compliance with all applicable statutes and the Commission's Rules and Regulations.

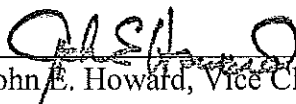
3. That prior to compliance with the applicable statutes and the Commission's Rules and Regulations, the telecommunications services authorized by the Certificates shall not be provided.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)